

EXECUTIVE COUNCIL OF IOWA AGENDA

State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.

JUNE 10, 2013

1. Introduction of Attendees
2. Approval of minutes of meeting held June 3, 2013
3. Personal Appearance –
 - A. Marvin Shultz, Department of Human Services will be present to request the recent Resolution of Funds approved by Executive Council on June 3, 2013 in the amount of \$500,000.00 for the disasters in Buena Vista, Butler, Cherokee, Floyd, Iowa, Jasper, Marshall, Plymouth, Sioux, Tama, Wright, Grundy, Johnson, Mitchell, Poweshiek, Wapello, Buchanan, Cedar, Clay, Chickasaw, Davis, Decatur, Henry, Monroe, Story, Linn, Delaware, and Black Hawk include Greene and Muscatine counties.
TAB # 1
4. Outside Counsel – Page 1
TAB #'s 2 and 3
5. Outside CPA Firm – Page 1
TAB # 4
6. Payment of Cost Items – Pages 1 - 2
7. Information Items – Page 2

4. Outside Counsel

- A. The Department of Justice, Attorney General's office requests retention of special counsel pursuant to Iowa Code section 13.3(1) in Sandra Anderson v. Iowa Department of Corrections, State of Iowa and the Second Injury Fund of Iowa, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.

Attorney: Ryan Clark
505 5th Avenue
Suite 729
Des Moines, Iowa 50309

Rate: \$80.00 per hour

TAB # 2

- B. The Department of Justice, Attorney General's office requests retention of special counsel to provide legal advice to the Iowa Economic Development Authority on the impact potential rulemaking changes could have on existing bonds.

Firm: Nyemaster, Goode, West, Hansell & O'Brien, P.C.

Attorney: Greg Page, John Blyth & Colin Smith
700 Walnut, Suite 1600
Des Moines, IA 50309

Rate: \$260.00, \$240.00, \$155.00 per hour

TAB # 3

5. Outside CPA Firm

- A. Request from Mary Mosiman, Auditor of State, to employ the services of Berry, Dunn, McNeil & Parker, CPAs, to perform the annual review and evaluation of the on-line and instant ticket systems operated by Scientific Games International for the Iowa Lottery Authority. The total reimbursement shall not be for more than \$29,000.00.

TAB # 4

6. Payment of Cost Items

- A. Wandro & Associates, P.C.\$2,850.00
2501 Grand Avenue, Suite B
Des Moines, IA 50312
Unclaimed Property Probate Matters

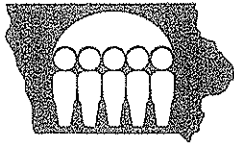
Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the Unclaimed Property Fund.

B. McDowell, Rice, Smith & Buchanan.....\$1,332.33
605 West 47th Street, Suite 350
Kansas City, MO 64112
Tobacco Settlement Authority

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Tobacco Settlement Authority.

7. Information Items

Release and Satisfaction notice from Mr. Larry Scalise; Coppola, McConville, Coppola, Hockenberg & Scalise and reimbursement of attorney fees and costs paid regarding the Campaign Contributions from Fort Dodge Gambling Interests to Governor Culver suit.



Iowa Department of Human Services

Terry E. Branstad
Governor

Kim Reynolds
Lt. Governor

Charles M. Palmer
Director

TAB # 1

2013 JUN -6 PM 1:57
OFFICE OF THE DIRECTOR
IOWA DEPARTMENT OF HUMAN SERVICES

June 6, 2013

Executive Council
Attn: GeorgAnna Madsen
Capitol Building
LOCAL

Item: Governor Proclamation of a State of Disaster Emergency – Request for Funds

Dear Ms. Madsen:

Per the Governor Disaster Declaration, I am requesting funding for the Iowa Individual Assistance Grant Program be placed on the Executive Council Agenda for Monday, June 10, 2013. The Iowa Department of Human Services is requesting the Executive Council adopt a Resolution to allow Funds previously granted in the amount of \$500,000.00 for Individual Assistance in Buena Vista, Butler, Cherokee, Floyd, Iowa, Jasper, Marshall, Plymouth, Sioux, Tama, Wright, Grundy, Johnson, Mitchell, Poweshiek, Wapello, Delaware, Linn, Black Hawk, Clay, Buchanan, Henry, Story, Cedar, Chickasaw, Davis, Decatur, Monroe, Greene, and Muscatine counties as added by Governor Proclamation, pursuant to House File 896 Section 1 as amended with this same declaration.

The account coding for the funds to be transferred was and remains:

Dept Fund Appr Org
401 0391 0000 1305_State Only Disaster – May 19th and continuing for Buena Vista, Butler, Cherokee, Floyd, Iowa, Jasper, Marshall, Plymouth, Sioux, Tama, Wright, Grundy, Johnson, Mitchell, Poweshiek, Wapello, Delaware, Linn, Black Hawk, Clay, Buchanan, Henry, Story, Cedar, Chickasaw, Davis, Decatur, Monroe, Greene, and Muscatine counties as amended by Governor Proclamation.

Thank you for your assistance.

Sincerely,

Charles M. Palmer
Director

cc: Vern Armstrong
Marvin Shultz
Kris Thomas
Lee Hill

THOMAS J. MILLER
ATTORNEY GENERAL

JULIE F. POTTORFF
DEPUTY ATTORNEY GENERAL



TAB # 2

Address Reply To:
1305 E. Walnut Street
Des Moines, Iowa 50319
Telephone: 515/281-3349
Fax: 515/281-4209
Julie.Pottorff@iowa.gov

Iowa Department of Justice

June 3, 2013

GeorgAnna Madsen
Executive Secretary
Executive Council
State Capitol
L-O-C-A-L

Re: Retention of Outside Counsel

Dear GeorgAnna:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *Sandra Anderson v. Iowa Department of Corrections, State of Iowa and the Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa, 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$80.00 per. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,

A handwritten signature in cursive script, reading "Julie F. Pottorff".

JULIE F. POTTORFF
Deputy Attorney General

cc: Julie Burger



TAB # 3

THOMAS J. MILLER
ATTORNEY GENERAL

JULIE F. POTTORFF
DEPUTY ATTORNEY GENERAL

Iowa Department of Justice

Address Reply To:
1305 E. Walnut Street
Des Moines, Iowa 50319
Telephone: 515/281-3349
Fax: 515/281-4209
Julie.Pottorff@iowa.gov

June 5, 2013

GeorgAnna Madsen
Executive Secretary
State Capitol
L-O-C-A-L

Re: Retention of Special Counsel

Dear GeorgAnna:

Our office requests Executive Council approval to retain special counsel to provide legal advice to the Iowa Economic Development Authority on the impact potential rulemaking changes could have on existing bonds. Our office lacks expertise in these matters.

The Authority has contacted Nyemaster, Goode, West, Hansell, & O'Brien, P.C., 700 Walnut, Suite 1600, Des Moines, Iowa, 50309, a firm that has experience with bond issues. Three attorneys at the firm may be involved with this issue: Greg Page at \$265 per hour; John Blyth at \$240 per hour; and Colin Smith at \$155 per hour. These rates are significant reductions from the usual hourly rates at the firm. All attorney fees and costs will be paid from the funds of the Authority.

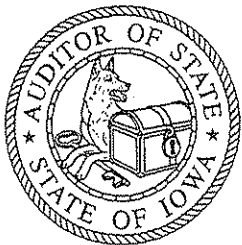
Accordingly, our office recommends that Nyemaster, Goode, West, Hansell, & O'Brien, P.C., be approved as special counsel to the Authority with all attorney fees and costs to be paid by the Authority.

Sincerely,

A handwritten signature in cursive script that reads "Julie F. Pottorff".

JULIE F. POTTORFF
Deputy Attorney General

cc: Tim Whipple



OFFICE OF AUDITOR OF STATE TAB # 4
STATE OF IOWA

Mary Mosiman, CPA
Auditor of State

State Capitol Building
Des Moines, Iowa 50319-0004

Telephone (515) 281-5834 Facsimile (515) 242-6134

June 3, 2013

GeorgAnna Madsen, Secretary
Executive Council of Iowa
State Capitol Building
LOCAL

Dear GeorgAnna:

I respectfully request permission of the Executive Council to employ the services of Berry, Dunn, McNeil & Parker, CPAs, to perform the annual review and evaluation of the on-line and instant ticket systems operated by Scientific Games International for the Iowa Lottery Authority.

The total reimbursement shall not be for more than \$29,000. A copy of the proposed Agreement is attached.

Your assistance in this matter is greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Mary Mosiman".

Mary Mosiman

MM/gp
Attachment